

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE NUMBER AND TITLE: DMR Regulation 95.03 U, Closed Area No. 16-C, Cousins and Littlejohn Islands, Yarmouth promulgated on June 30, 1995, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.03 U, Closed Area No. 16-C, Cousins and Littlejohn Islands, Yarmouth

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters and mussels from all shores, flats and waters of Cousins and Littlejohn Islands, Yarmouth, Cumberland County, that are located in the following two areas:

- a. On the eastern side of Cousins Island inside and westerly of the following line: beginning at a red painted post on the eastern shore of Cousins Island, 600 feet, more or less, northerly of the Sea Meadows waste water discharge pipe, and extending easterly to the northernmost point of High Tide Rock, so called; thence westerly to a red painted post located 600 feet, more or less, southerly of the Sea Meadows waste water discharge pipe.
- b. On the southeastern end of Littlejohn Island inside of a line beginning at the most southern end of Littlejohn Island, extending northeasterly to the navigation buoy N "12" located between Littlejohn and Great Chebeague Islands; then running northeasterly about 400 yards to the most southeastern tip of an unnamed point. This point lies about 1100 yards southwest of the most eastern point on Littlejohn Island.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. 6204).

EFFECTIVE DATE: August 12, 2003

AGENCY CONTACT PERSON: Amy M. Fitzpatrick, Department of Marine Resources
McKown Point Rd, W. Boothbay Harbor, ME 04575

PORTLAND PRESS HERALD
August 15, 2003

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.03 U, Closed Area No. 16-C, Cousins Island and Littlejohn Islands, Yarmouth and replaces it with a new regulation. The new regulation reduces the closure on the southern end of Littlejohn Island.

The areas that remain closed are closed because of intermittent microbiological pollution and the presence of individual overboard waste discharges. These areas will remain closed to protect the public health.



DAVID ETNIER
DEPUTY COMMISSIONER



Maine Department of Marine Resources

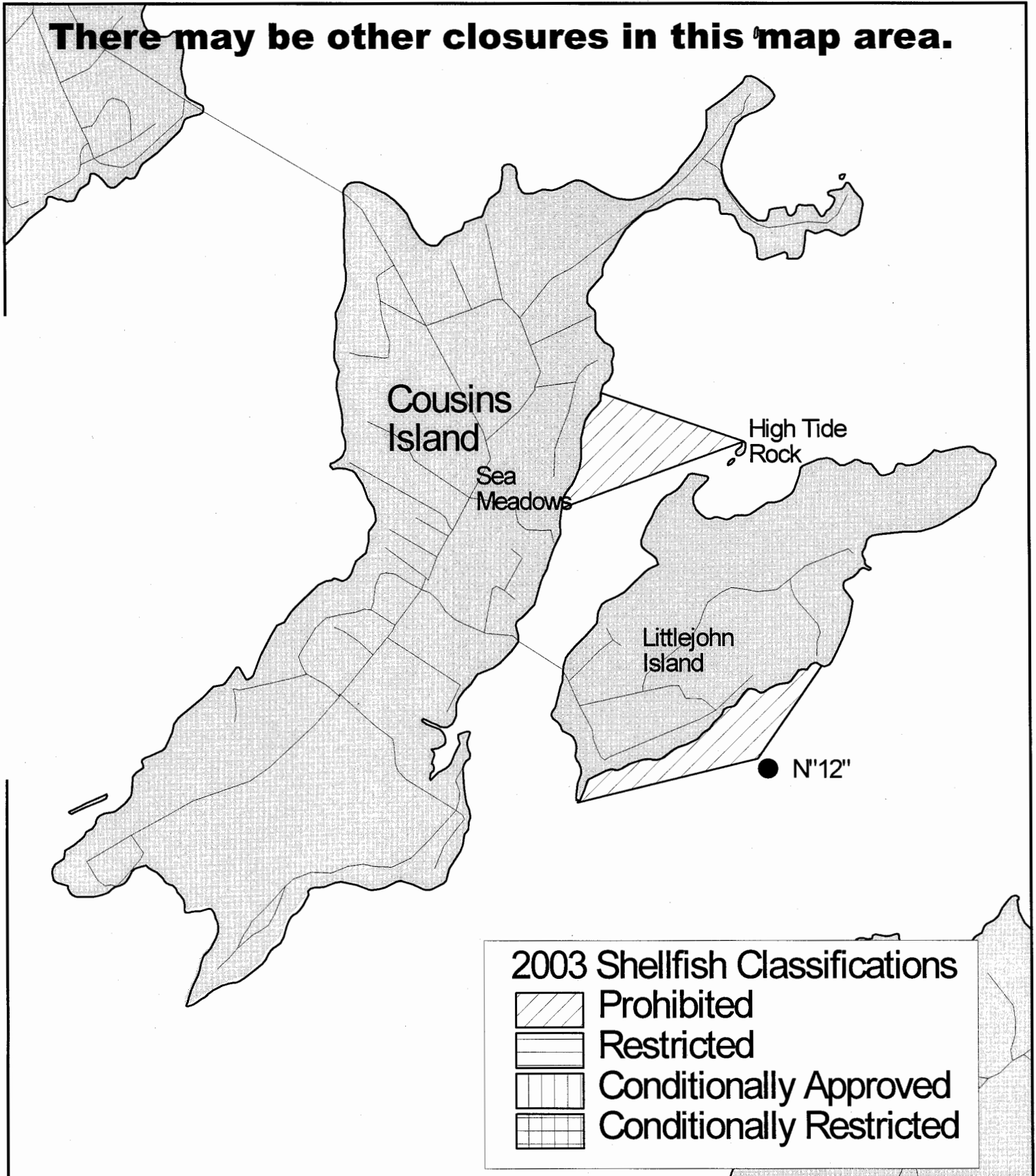
Legal Notice of Shellfish Closure Area

C16C Cousins-Littlejohn Islands

8/12/03



There may be other closures in this map area.



0.3 0 0.3 0.6 Miles